

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

LOUIS BATISTA,

Plaintiff,

v.

SARGEANT ROHRER,

Defendant.

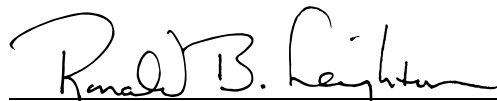
Case No. C04-5413RBL

ORDER ADOPTING  
REPORT AND  
RECOMMENDATION

The Court, having reviewed, the Report and Recommendation of Magistrate Judge Karen L. Strombom, objections to the report and recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Defendant's motion for summary judgment is **DENIED**. The parties will submit a Joint Status Report by April 28<sup>th</sup>, 2006. This matter will then be set for trial.
- (3) The Clerk is directed to send copies of this Order to plaintiff, counsel for defendants, and to the Hon. Karen L. Strombom.

DATED this 27<sup>th</sup> day of March, 2006.



RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE